

C172

(3)

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Single Bench

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR
CONTEMPT PETITION NO. 127 /2004

PETITIONER : Mohd Masud S/o Sheikh Farid ,aged
Aged 65 years, r/o villlage Ghutkel at
present r/o Rawabhata, District Raipur
VERSUS

RESPONDENT : 1. Mohd. Hanif S/o Sheikh Farid aged
about 82 years, r/o Koshtapara
Dhamtari ,Tah. & Distt Dhamtari.
2. Smt. Mangala Tai aged about 36
years W/o Shri Dada Saheb Pawar
3. Smt. Sangeeta aged about 30 years
W/o Ravindra Kumar Pawar
respondent no. 2 and 3 both are R/o
Sadar Bazar Dhamtari Dist. Dhamtari
(C.G.)
4. Sub-registrar
Dhamtari Dist. Dhamtari (C.G.)
5. Patwari
Halka No. 16 Rajashw Mandal
Dhamtari Tah- Dhamtari Dist.
Dhamtari (C,G.)

P.R. No..... 2138/02
Presented by Shri. 11026 Pandey
dated..... 23-9-04

Respondent council
not available
Plumal

APPLICATION UNDER ORDER 39 RULE 2A CPC FOR
INITIATING CONTEMPT PROCEEDING AGAINST
THE CONTEMNER IN NOT HONOURING THE ORDE
R OF THIS HONOURABLE COURT DATED 24.11.2001
IN CIVIL REVISION NO.278 OF 2001

HIGH COURT OF JUDICATURE AT BILASPUR: CHHATTISGARH

Single Bench : Hon'ble Shri H.L. Dattu, C.J.

Contempt Petition No.127 OF 2004

Petitioner

Mohd Masud

Vs.

Respondent

Mohd. Hanif and Others.

Present:

Smt. Renu Kochar, counsel for the petitioner.

ORAL ORDER

(Passed on 28th February, 2007)

This Court by its Order dated 24.11.2001 in Civil Revision No.278 of 2001 had passed the following order.

"In the meanwhile, alienation of the property in dispute shall not be made without permission of the Court."

(2) It is the case of the petitioner in this contempt petition that the respondents have disobeyed the interim order passed by this Court on 24.11.2001.

(3) In the petition it is not stated when the respondents were made known about the order passed by this Court on 24.11.2001. If the respondents were aware of the order passed by this Court on 24.11.2001, they would not have sold or in any way alienate the property. In that view of the matter, it cannot be said that the respondents have committed any contempt. Therefore cognizance of this contempt petition need not be taken by me. The Contempt petition is accordingly rejected. Ordered accordingly.

(4) Consequently, I.A.No.3141/2004 and 3142/2004, stand disposed of.

Sd/-
Chief Justice